

## UNITED STATES DEPARTMENT OF COMMERCE

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Washington, D.C. 20231

ATTORNEY DOCKET NO. APPLICATION NO. FILING DATE FIRST NAMED INVENTOR 09/372,009 08/11/99 FUKUDA [7] 8005.165US0 **EXAMINER** Г 020227 QM12/0915 MAJESTIC PARSONS SIEBERT & HSUE HARMON, C SUITE 1100 ART UNIT PAPER NUMBER FOUR EMBARCADERO CENTER SAN FRANCISCO CA 94111-4106 3721 **DATE MAILED:** 

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks** 

09/15/00

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*		Application No.	Applicant(s)	
Advisory Action		09/372,009	FUKUDA ET AL	
		Examiner	Art Unit	
		Christopher R Harmon	3721	
	The MAILING DATE of this communication appe		-	
final rejorallowan	EPLY FILED <u>29 August 2000</u> FAILS TO PLACE Tire, further action by the applicant is required to avection under 37 CFR 1.113 may <u>only</u> be either a tice or a Notice of Appeal. Alternatively, applicant red Prosecution Application (CPA) under 37 CFR	oid abandonment of this applicat mely filed amendment which plac may obtain further examination by	ion. A proper rep	oly to a
	<u>PERIOD FOR RI</u>	EPLY [check only a) or b)]		
a) 🔯	The period for reply expires <u>3</u> months from the mailing date			
b) 📙	In view of the early submission of the proposed reply (within reply expires on the mailing date of this Advisory Action, OR whichever is later. In no event, however, will the statutory prailing date of the final rejection.	continues to run from the mailing date o	f the final rejection.	
have be fee und	ons of time may be obtained under 37 CFR 1.136 (a). The date filed is the date for purposes of determining the period of ear 37 CFR 1.17(a) is calculated from: (1) the expiration date detected in (b) above, if checked.	extension and the corresponding amount	of the fee. The appre	opriate extension
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37CFR 1.191(d)), to avoid dismissal of the appeal.				
2. The proposed amendment(s) will be entered upon the timely submission of a Notice of Appeal and Appeal Brief with requisite fees.				
3.⊠ TI	ne proposed amendment(s) will not be entered be	ecause:		
(a) ☑ they raise new issues that would require further consideration and/or search. (see NOTE below);				
(b) they raise the issue of new matter. (see Note below);				
(c) [	they are not deemed to place the application in issues for appeal; and/or	better form for appeal by materia	ally reducing or si	mplifying the
(d) [	they present additional claims without canceling	ng a corresponding number of fina	ally rejected claim	ıs.
	NOTE: See Continuation Sheet.			
4. Ap	plicant's reply has overcome the following rejectio	n(s):		
	ewly proposed or amended claim(s) would lanceling the non-allowable claim(s).	be allowable if submitted in a sep	arate, timely filed	amendment
	ne a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for opplication in condition for allowance because:		ered but does NO	T place the
	The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.			
8.⊠ Fo	or purposes of Appeal, the status of the claim(s) is	s as follows (see attached written	explanation, if an	y):
С	laim(s) allowed:			
С	laim(s) objected to:			
	laim(s) rejected: <u>6-17</u> .		•	
С	laim(s) withdrawn from consideration:			
9. 🔲 T	he proposed drawing correction filed on a)[	☐has b)☐ has not been approv	ed by the Exami	ner.

U.S. Patent and Trademark Office PTO-303 (Rev. 03-98)

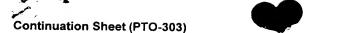
11. Other:

Advisory Action

10. Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s).

SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 3700 of Paper No. 11





Application No. 09/372,009

Continuation of 3. NOTE: Controlling the compressive force according to the characteristics of the film (claim 18, lines 1-2) raises new issues which has not previously been considered. The "characteristics of the film" have not been specified nor how they would "control" the compressive force.